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Substitute for form 1449/PTO  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  <i>(use as many sheets as necessary)</i>				<b>Complete if Known</b>	
				Application Number	10/817,212
				Filing Date	April 2, 2004
				First Named Inventor	Steven R. Kleiman
				Group Art Unit	2187
				Examiner Name	Nguyen, Than Vinh
Sheet	1	of	1	Attorney Docket Number	112056-0126D1

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
/T.N./	1	"Order Regarding Joint Report Re: Claim Construction of 'Incore Root Inode', filed March 2, 2009 in United States District Court for the Northern District of California, No C-07-06053 EDL, 2 pages.	
/T.N./	2	"Defendant Sun Microsystems, Inc.'s Amended Answer and Counterclaim to Plaintiff Network Appliance, Inc.'s Complaint for Patent Infringement", filed March 24, 2009 in United States District Court for the Northern District of California, No C-07-06053 EDL, 58 pages.	
/T.N./	3	"NetApp, Inc.'s Amended Reply to Sun's Amended Answer and Counterclaims", filed April 2, 2009 in United States District Court for the Northern District of California, No C-07-06053 EDL, 40 pages.	

Examiner Signature	/Than Nguyen/	Date Considered	09/18/2009
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 120 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.